

PUBLIC NOTICE

US Army Corps of Engineers Baltimore District In Reply to Application Number CENAB-OP-RPA(ST. THOMAS DEVELOPMENT, INC./LIMESTONE QUARRY)05-03483-6

PN05-56 Comment Period: January 23,2006 to February 6,2006

THE PURPOSE OF THIS **PUBLIC** NOTICE IS TO SOLICIT COMMENTS FROM THE **PUBLIC** REGARDING THE WORK DESCRIBED BELOW. NO DECISION HAS BEEN MADE AS TO WHETHER OR NOT A PERMIT WILL BE ISSUED AT THIS TIME.

This District has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344) as described below:

APPLICANT: Anthony J. DePaul

St. Thomas Development, Inc

1750 Walton Road

BLUE BELL, PA 19422-0465

LOCATION: Northeast of the intersection of Campbell Run and S.R. 30, in St. Thomas Township, Franklin County, Pennsylvania

WORK: The discharge of clean fill, to be placed below the ordinary high water mark of an unnamed tributary to Campbell Run, resulting in impacts to approximately 1300 linear feet of stream. The stream will be enclosed to address concerns regarding loss of flow feeding Campbell Run. In addition, fill will be placed in jurisdictional wetlands, resulting in impacts to approximately 0.75 acre of palustrine emergent wetland and 0.10 acre of palustrine forested wetland. The applicant proposes creation of approximately two acres of palustrine emergent/forested wetland and enhancement of an additional 0.36 acre of an existing wetland through plantings; and enhancement to approximately 7000 linear feet of riparian corridor adjacent to Campbell Run and the unnamed tributary which will be affected by the project. The purpose of the project is to mine limestone from the site.

All work will be completed in accordance with the enclosed plan(s). If you have any questions concerning this matter, please contact Mrs. Deborah Nizer at (410) 962-6085.

The decision whether to issue a permit will be based on an evaluation of the Drobable impacts, including cumulative impacts of the proposed activity-on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonable may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood plain values, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production, and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity. Written comments concerning the work described above related to the factors listed above or other pertinent factors must be received by the District Engineer, U.S. Army corps of Engineers, Baltimore District, P.O. Box 1715. Baltimore, Maryland 21203-1715, within the comment period specified above.

The applicant is required to obtain a water quality certification in accordance with Section 401 of the Clean water Act from the Pennsylvania Department of Environmental Protection through the issuance of a Section 105 permit or through direct application to the Regional Office in the area of the proposed project. The section 401 certifying agency has a statutory limit of one year in which to make its decision.

The applicant must obtain any State or local government permits which may be required

A preliminary review of this application indicates that the proposed work will not affect Federal listed threatened or endangered species or their critical habitat, pursuant to Section 7 of the Endangered Species Act, as amended. As the evaluation of this application continues, additional information may become available which could modify this preliminary determination.

Review of the latest published version of the National Register of Historic Places indicates that no registered properties listed as eligible for inclusion, therein, are located at the site of the proposed work. Currently unknown archeological, scientific, prehistoric, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

The evaluation of the impact of this project on the public interest will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 of the Clean Water Act. Any person who has an interest which may be adversely affected by the issuance of this permit may request a public hearing. The request, which must be in writing, must be received by the District Engineer, U.S. Army Corps of Engineers, Baltimore District, P.O. Box 1715, Baltimore, Maryland 21203-1715, within the comment period as specified above to receive consideration. Also it must clearly set forth the interest which may be adversely affected by this activity and the manner in which the interest may be adversely affected.

It is requested that you communicate this information concerning the proposed work to any persons known by you to be interested and not being known to this office, who did not receive a copy of this notice.

FOR THE DISTRICT ENGINEER:

Trwin Garskof

Chief, Pennsylvania Section







